

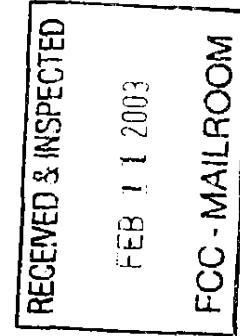


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Federal Communications Commission
Washington, D.C. 20554

C4C203
Imaging Center

February 6, 2003



Mr. Andrew Shafer
3915 Regent Avenue
Cincinnati, Ohio 45202

Dear Mr. Shafer:

This is in response to the petition for rule making you filed on December 30, 2002, requesting the allotment of Channel 287C2 at LaVerkin, Utah, as the community's first local aural transmission service.

We have reviewed your proposal and find that it is unacceptable for rule making. Our engineering analysis indicates that Channel 287C2 cannot be allotted to LaVerkin consistent with Section 73.315(a) of the Commission's Rules. Specifically, at the specified coordinates (37-13-25 **N**L and 113-06-00 **W**L), the site does not provide city grade coverage due to a major terrain obstruction. We note that this deficiency cannot be cured with a site restriction that would also protect the proposed coordinates for Channel 288C2 at Milford, Utah and Channel 288C at Dolan Springs, Arizona.

In view of the above, we are returning your petition for rule making,

Sincerely,

John A. Karousos
Assistant Chief, Audio Division
Media Bureau